



A BILL FOR AN ORDINANCE

RELATING TO SMOKING.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Council Purpose and Findings.

Purpose: The purpose of this ordinance is to address smoking. It does so by broadening the definition of "smoking" to include the use of an electronic smoking device, also referred to as "e-smoking." Broadening the definition of "smoking" will have the effect of banning e-smoking in those places where the smoking of tobacco products is banned.

Findings: The Council finds that recently there has been an upswing in the practice of e-smoking, which involves the inhalation of nicotine vapor and other chemicals from electronic cigarettes ("e-cigarettes") and similar items as an alternative to the smoking of tobacco products. The inhalation of nicotine and some of the other chemicals that have been found in e-cigarettes is hazardous to the health of the e-smoker and e-smoking is a nuisance to others. Use of e-cigarettes also undermines public policies discouraging smoking in public places and the workplace because such use promotes smoking behavior in these places and makes enforcement of current laws prohibiting smoking in these places more difficult.

SECTION 2. Section 41-21.1, Revised Ordinances of Honolulu 1990, as amended ("Definitions"), is amended by amending the definition of "smoke" or "smoking" to read as follows:

""Smoke" or "smoking" means and includes inhaling or exhaling upon, burning or carrying any lighted smoking equipment for tobacco; the personal habit commonly known as smoking. The term also includes use of an electronic smoking device."

SECTION 3. Section 41-21.1, Revised Ordinances of Honolulu 1990, as amended ("Definitions"), is amended by adding a new definition of "electronic smoking device" to read as follows:

""Electronic smoking device" means any electronic product that can be used to simulate smoking in the delivery of nicotine or other substances to the person inhaling from the device, including, but not limited to, an electronic cigarette, electronic cigar, electronic cigarillo, or electronic pipe, and any cartridge or other component of the device or related product."



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 64 (2014)

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SECTION 4 New ordinance material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the underscoring.

SECTION 5. This ordinance takes effect upon its approval.

INTRODUCED BY:

Breene Hart

DATE OF INTRODUCTION:

OCT 14 2014

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

KIRK CALDWELL, Mayor
City and County of Honolulu

SO:111A 41 TCO:JRS
C & C OF HONOLULU
CITY CLERK
RECEIVED

FILED
OCT 14 2016
PURSUANT TO RCW Sec. 1-2.4